

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

PATRICK LEONARD TIERNEY,

Plaintiff,

vs.

CARRINGTON MORTGAGE SERVICES,  
LLC; AZTEC FORECLOSURE  
CORPORATION OF WASHINGTON; and  
THE BANK OF NEW YORK MELLON,  
f/d/a THE BANK OF NEW YORK AS  
TRUSTEE FOR REGISTERED HOLDERS  
OF CWABS, INC., ASSET-BACKED  
CERTIFICATES, SERIES 2004-5,

Defendants.

No. 2:20-cv-01245-RSM

AZTEC FORECLOSURE CORPORATION  
OF WASHINGTON'S REPLY IN SUPPORT  
OF MOTIONS IN LIMINE

NOTE ON MOTION CALENDAR:  
September 17, 2021

**ORAL ARGUMENT REQUESTED**

**REPLY**

Defendant Aztec Foreclosure Corporation of Washington ("Aztec") respectfully requests that this court grant each of its motions in limine filed with this court on August 30, 2021. (Dkt. 60). Court rules require that "[a]ny opposition papers shall be filed and served not later than the Monday before the noting date...Any reply papers shall be filed and served no later than the noting date." LCR 7(d)(3). The noting date for Aztec's motions in limine is today, September 17, 2021. No opposition has been filed by any party. Therefore, Aztec respectfully requests that each of its motions in limine be granted.

1 DATED September 17, 2021.

2 **LEWIS BRISBOIS BISGAARD & SMITH LLP**

3 s/ Kathleen A. Nelson

4 Kathleen A. Nelson, WSBA # 22826

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9 Attorneys for Defendant AZTEC FORECLOSURE

10 CORPORATION OF WASHINGTON

## CERTIFICATE OF SERVICE

I hereby certify that on September 17, 2021, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following:

<b><i>Counsel for Plaintiff</i></b> Erica A. St. Louis, WSBA # 28793 Creer Legal 11900 Ne First Street #300G Bellevue, WA 98005 (425) 404-2399 / (425) 406-6898 Fax	<input type="checkbox"/> via U.S. Mail, first class, postage prepaid <input type="checkbox"/> via Legal Messenger Hand Delivery <input checked="" type="checkbox"/> via USDC CM/ECF System <input type="checkbox"/> via E-mail <a href="mailto:erica@creerlegal.com">erica@creerlegal.com</a> <a href="mailto:ea-krik@comcast.net">ea-krik@comcast.net</a>
<b><i>Counsel for Defendant Carrington Mortgage Services LLC &amp; The Bank of New York Mellon as Trustee for Registered Holders of CWABS, Inc., Asset-Backed Certificates, Series 2004-5 fka The Bank of New York</i></b> Joseph T. McCormick, III Synova M.L. Edwards Wright Finlay & Zak LLP 612 S Lucile St Ste 300 Seattle, WA 98108 (425) 296-3117/ (949) 608-9142	<input type="checkbox"/> via U.S. Mail, first class, postage prepaid <input type="checkbox"/> via Legal Messenger Hand Delivery <input checked="" type="checkbox"/> via USDC CM/ECF System <input type="checkbox"/> via E-mail <a href="mailto:jmccormick@wrightlegal.net">jmccormick@wrightlegal.net</a> <a href="mailto:smledwards@wrightlegal.net">smledwards@wrightlegal.net</a> <a href="mailto:sbennett@wrightlegal.net">sbennett@wrightlegal.net</a> <a href="mailto:fmarttila@wrightlegal.net">fmarttila@wrightlegal.net</a>
<b><i>Counsel for Defendant Aztec Foreclosure Corporation of Washington</i></b> James A Craft Kelly D. Sutherland Shapiro & Sutherland, LLC 1499 SE Tech Center Place Suite 255 Vancouver, WA 98683 (360) 260-2253	<input type="checkbox"/> via U.S. Mail, first class, postage prepaid <input type="checkbox"/> via Legal Messenger Hand Delivery <input checked="" type="checkbox"/> via USDC CM/ECF System <input type="checkbox"/> via E-mail <a href="mailto:jcraft@logs.com">jcraft@logs.com</a> <a href="mailto:gshahak@logs.com">gshahak@logs.com</a> <a href="mailto:ksutherland@logs.com">ksutherland@logs.com</a> <a href="mailto:jacraftlaw@gmail.com">jacraftlaw@gmail.com</a>

Dated September 17, 2021 at Seattle, Washington.

s/Tami L. Foster

Tami L. Foster, Legal Assistant  
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